

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.

PLAINTIFFS

DEFENDANTS

ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)

ATTORNEYS (IF KNOWN)

CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE)
(DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)

Has this action, case, or proceeding, or one essentially the same been previously filed in SDNY at any time? No Yes Judge Previously Assigned

If yes, was this case Vol. Invol. Dismissed. No Yes If yes, give date _____ & Case No. _____

IS THIS AN INTERNATIONAL ARBITRATION CASE?

No Yes

(PLACE AN [x] IN ONE BOX ONLY)

NATURE OF SUIT

| | | TORTS | ACTIONS UNDER STATUTES | | | |
|---------------|--|--|--|---|---|--|
| CONTRACT | | PERSONAL INJURY | PERSONAL INJURY | FORFEITURE/PENALTY | BANKRUPTCY | OTHER STATUTES |
| [] 110 | INSURANCE | [] 310 AIRPLANE | [] 367 HEALTHCARE/ | [] 625 DRUG RELATED | [] 422 APPEAL | [] 375 FALSE CLAIMS |
| [] 120 | MARINE | [] 315 AIRPLANE PRODUCT | PHARMACEUTICAL PERSONAL | SEIZURE OF PROPERTY | 28 USC 158 | [] 376 QUI TAM |
| [] 130 | MILLER ACT | LIABILITY | INJURY/PRODUCT LIABILITY | [] 365 PERSONAL INJURY | [] 423 WITHDRAWAL | [] 400 STATE |
| [] 140 | NEGOTIABLE INSTRUMENT | [] 320 ASSAULT, LIBEL & SLANDER | PRODUCT LIABILITY | 21 USC 881 | 28 USC 157 | REAPPORTIONMENT |
| [] 150 | RECOVERY OF OVERPAYMENT & ENFORCEMENT OF JUDGMENT | [] 330 FEDERAL EMPLOYERS' LIABILITY | [] 368 ASBESTOS PERSONAL INJURY PRODUCT LIABILITY | [] 690 OTHER | PROPERTY RIGHTS | [] 410 ANTITRUST |
| [] 151 | MEDICARE ACT | [] 340 MARINE | PERSONAL PROPERTY | | [] 820 COPYRIGHTS | [] 430 BANKS & BANKING |
| [] 152 | RECOVERY OF DEFANTED STUDENT LOANS (EXCL VETERANS) | [] 345 MARINE PRODUCT LIABILITY | [] 370 OTHER FRAUD | | [] 830 PATENT | [] 450 COMMERCE |
| [] 153 | RECOVERY OF OVERPAYMENT OF VETERAN'S BENEFITS | [] 350 MOTOR VEHICLE | [] 371 TRUTH IN LENDING | | [] 840 TRADEMARK | [] 460 DEPORTATION |
| [] 160 | STOCKHOLDERS SUITS | [] 355 MOTOR VEHICLE PRODUCT LIABILITY | | | SOCIAL SECURITY | [] 470 RACKETEER INFLUENCED & CORRUPT ORGANIZATION ACT (RICO) |
| [] 190 | OTHER CONTRACT | [] 360 OTHER PERSONAL INJURY | [] 380 OTHER PERSONAL PROPERTY DAMAGE | LABOR | [] 861 HIA (1395ff) | [] 480 CONSUMER CREDIT |
| [] 195 | CONTRACT PRODUCT LIABILITY | [] 362 PERSONAL INJURY - MED MALPRACTICE | [] 385 PROPERTY DAMAGE | [] 710 FAIR LABOR STANDARDS ACT | [] 862 BLACK LUNG (923) | [] 490 CABLE/SATELLITE TV |
| [] 196 | FRANCHISE | ACTIONS UNDER STATUTES | PRODUCT LIABILITY | [] 720 LABOR/MGMT RELATIONS | [] 863 DIWC/DIWV (405(g)) | |
| | | CIVIL RIGHTS | | [] 740 RAILWAY LABOR ACT | [] 864 SSID TITLE XVI | |
| | | [] 440 OTHER CIVIL RIGHTS (Non-Prisoner) | | [] 751 FAMILY MEDICAL LEAVE ACT (FMLA) | [] 865 RSI (405(g)) | |
| REAL PROPERTY | | | | | FEDERAL TAX SUITS | |
| [] 210 | LAND CONDEMNATION | [] 441 VOTING | PRISONER CIVIL RIGHTS | [] 790 OTHER LABOR | [] 870 TAXES (U.S. Plaintiff or Defendant) | [] 890 OTHER STATUTORY ACTIONS |
| [] 220 | FORECLOSURE | [] 442 EMPLOYMENT | | LITIGATION | [] 871 IRS-THIRD PARTY | [] 891 AGRICULTURAL ACTS |
| [] 230 | RENT LEASE & EJECTMENT | [] 443 HOUSING/ ACCOMMODATIONS | [] 550 CIVIL RIGHTS | 26 USC 7609 | | |
| [] 240 | TORTS TO LAND | [] 445 AMERICANS WITH DISABILITIES - EMPLOYMENT | [] 555 PRISON CONDITION | SECURITY ACT (ERISA) | | |
| [] 245 | TORT PRODUCT LIABILITY | [] 446 AMERICANS WITH DISABILITIES - OTHER | [] 560 CIVIL DETAINEE CONDITIONS OF CONFINEMENT | | | |
| [] 290 | ALL OTHER REAL PROPERTY | [] 448 EDUCATION | | | | |

Check if demanded in complaint:

CHECK IF THIS IS A CLASS ACTION
UNDER F.R.C.P. 23

DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y.
AS DEFINED BY LOCAL RULE FOR DIVISION OF BUSINESS 13?

IF SO, STATE:

DEMAND \$ _____ OTHER _____ JUDGE _____ DOCKET NUMBER _____

Check YES only if demanded in complaint
JURY DEMAND: YES NO

NOTE: You must also submit at the time of filing the Statement of Relatedness form (Form IH-32).

(PLACE AN X IN ONE BOX ONLY)

 1 Original Proceeding 2 Removed from State Court 3 Remanded from Appellate Court**ORIGIN** 4 Reinstated or Reopened 5 Transferred from (Specify District) 6 Multidistrict Litigation (Transferred) 7 Appeal to District Judge from Magistrate Judge a. all parties represented b. At least one party is pro se. 8 Multidistrict Litigation (Direct File)

(PLACE AN X IN ONE BOX ONLY)

 1 U.S. PLAINTIFF 2 U.S. DEFENDANT 3 FEDERAL QUESTION 4 DIVERSITY

(U.S. NOT A PARTY)

IF DIVERSITY, INDICATE CITIZENSHIP BELOW.**CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)**

(Place an [X] in one box for Plaintiff and one box for Defendant)

| | | | | | | | |
|--------------------------|---------------------------------------|---------------------------------------|---|--|---|---------------------------------------|---------------------------------------|
| CITIZEN OF THIS STATE | <input type="checkbox"/> PTF [] 1 | <input type="checkbox"/> DEF [] 1 | CITIZEN OR SUBJECT OF A FOREIGN COUNTRY | <input type="checkbox"/> PTF DEF [] 3 [] 3 | INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE | <input type="checkbox"/> PTF [] 5 | <input type="checkbox"/> DEF [] 5 |
| CITIZEN OF ANOTHER STATE | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE | <input type="checkbox"/> 4 [] 4 | FOREIGN NATION | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)**DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)****DEFENDANT(S) ADDRESS UNKNOWN**

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

COURTHOUSE ASSIGNMENTI hereby certify that this case should be assigned to the courthouse indicated below pursuant to Local Rule for Division of Business 18, 20 or 21.
DO NOT check either box if this is a PRISONER PETITION/PRISONER CIVIL RIGHTS COMPLAINT.Check one: THIS ACTION SHOULD BE ASSIGNED TO: WHITE PLAINS MANHATTAN

DATE

SIGNATURE OF ATTORNEY OF RECORD

ADMITTED TO PRACTICE IN THIS DISTRICT

 NO YES (DATE ADMITTED Mo. _____ Yr. _____)
Attorney Bar Code #

RECEIPT #

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge _____ is so Designated.

Ruby J. Krajick, Clerk of Court by _____ Deputy Clerk, DATED _____.

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)

